

3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Franz Saller
Appl. No.: 09/966,853
Filed: September 28, 1998
Title: METHOD FOR ESTABLISHING A CONNECTION FROM A TERMINAL
OF A COMMUNICATIONS NETWORK EXTERNAL CONNECTION
DESTINATION, AND ASSOCIATED APPARATUS AND NETWORK
Art Unit: unknown
Examiner: unknown
Docket No.: 112740-311

Commissioner for Patents
Washington, DC 20231

RECEIVED

JAN 17 2002

OFFICE OF PETITIONS

PETITION IN RESPONSE TO NOTICE TO FILE MISSING PARTS

Sir:

In the Notice to File Missing Parts Non-Provisional Application dated October 24, 2001, the Patent Office indicated that page 1 of the Specification of the present application appears to have been omitted from the application as filed. Applicant respectfully submits, however, that such page was, in fact, filed along with the rest of the above-referenced patent application on September 28, 2001.

Applicant acknowledges that the Certificate of Mailing associated with the filing of this application indicated that the specification was on 15 pages, while the return-receipt postcard indicated that the specification on 16 sheets. Applicant respectfully submits, however, that this discrepancy is really of no consequence given that all pages of this application, including page 1, were definitely filed on September 28, 2001.

In support of Applicants contention, attached herewith is a Declaration executed by William E. Vaughan, the attorney of record and the individual responsible for the disposition of the present application. Applicant respectfully submits that this Declaration provides the requisite support for the contention that all of the pages of the present application, including page 1, were filed on September 28, 2001.

01/08/2002 AGOITOM 00000035 09966853

02 FC:122 130.00 OP

Adjustment date: 07/05/2002 AKELLEY
01/08/2002 AGOITOM 00000035 09966853
02 FC:122 130.00 OP
Rep'n. Ref: 07/05/2002 AKELLEY 0008361100
DAB:021818 Name/Number:09966853
FC: 704 \$130.00 CR

Also enclosed herewith is a check in the amount of \$130.00 to cover the Petition fee under 37 CFR §1.178.

Respectfully submitted,

BELL, BOYD & LLOYD LLC

BY



William E. Vaughan

Reg. No. 39,056

P.O. Box 1135

Chicago, Illinois 60690-1135

Phone: (312) 807-4292



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Franz Saller
Appl. No.: 09/966,853
Filed: September 28, 1998
Title: METHOD FOR ESTABLISHING A CONNECTION FROM A TERMINAL
OF A COMMUNICATIONS NETWORK EXTERNAL CONNECTION
DESTINATION, AND ASSOCIATED APPARATUS AND NETWORK
Art Unit: unknown
Examiner: unknown
Docket No.: 112740-311

Commissioner for Patents
Washington, DC 20231

DECLARATION

Sir:


I, William E. Vaughan, am an attorney of record for the above-referenced U.S. Patent Application. I was the attorney responsible for the preparation and filing of this patent application on September 28, 2001. The documents submitted on such date were the Patent Application Transmittal Letter, Specification, Drawings, Declaration and Power of Attorney (unexecuted), Certified Copy of German Priority Document, IDS, return-receipt postcard, and a check in the amount of \$710.00.

I further note that I am the individual responsible for maintaining a patent application file for this application within my law firm, Bell Boyd & Lloyd. Included in the maintenance of this patent application file is the recordation of all documents filed with the U.S. Patent and Trademark Office (such recordation being in the form of actual copies of all documents).

I acknowledge that the Certificate of Mailing for this patent application indicated that the specification included 15 pages, and that the return-receipt postcard for this patent application indicated that the specification included 16 pages. The specification actually includes 15 pages and the reference to 16 pages on the return receipt postcard was merely a typographical error. The records in this patent application file, for which I am responsible for maintaining, reflect that a total of 15 pages of the specification (the complete specification) were actually filed on September 28, 2001. Copies of all 15 pages of the specification are attached herewith. I further note that these copies were made from the copies of the originally-filed documents maintained in this patent application file.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

December 21, 2001



William E. Vaughan

UNITED STATES PATENT & TRADEMARK OFFICE
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND											
1 Date of Request: <u>6-25-02</u>		2 Serial/Patent # <u>09/966,853</u>									
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED	6 AMOUNT							
	Filing			\$							
	Amendment			\$							
	Extension of Time			\$							
	Notice of Appeal/Appeal			\$							
122	Petition	3	1-4-02	\$130-							
	Issue			\$							
	Cert of Correction/Terminal Disc.			\$							
	Maintenance			\$							
	Assignment			\$							
	Other			\$							
7 TOTAL AMOUNT OF REFUND			\$130-								
8 TO BE REFUNDED BY:											
10 REASON:		Treasury Check									
Overpayment	Credit Deposit A/C #:										
Duplicate Payment	9 <table border="1" style="display: inline-table; text-align: center; width: 150px;"> <tr> <td style="width: 20px;">0</td> <td style="width: 20px;">2</td> <td style="width: 20px;">--</td> <td style="width: 20px;">1</td> <td style="width: 20px;">8</td> <td style="width: 20px;">1</td> <td style="width: 20px;">8</td> </tr> </table>				0	2	--	1	8	1	8
0	2	--	1	8	1	8					
<input checked="" type="checkbox"/> No Fee Due (Explanation):											
PETITION DUE TO PTO ERROR											
11 REFUND REQUESTED BY:											
TYPED/PRINTED NAME: <u>DOUGLAS WOOD</u>		TITLE: <u>PET ATT</u>									
SIGNATURE: <u>DM</u>		PHONE: <u>308-6818</u>									
OFFICE: <u>PETITIONS</u>											
***** THIS SPACE RESERVED FOR FINANCE USE ONLY: *****											
APPROVED: <u>Celine Kelle</u>		DATE: <u>7/5/02</u>									

Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to: